

In the Court as set by Article 3 of the Constitution for the United States of America which court is set for:

**district court of the United States
FOR THE WESTERN DISTRICT OF NEW YORK**

Daniel J. Wik

Plaintiff,

v.

**NOTICE OF
APPEAL**

Donald R. Kunego,

CASE NO: 6:11-cv-06205 CJS

Defendant:

Notice is hereby given that Daniel J. Wik, Plaintiff in the district court of the United States action in the above-named case, hereby appeals to the United States Court of Appeals for the Second Circuit from all of the decision of this Court entered on October 9, 2012.

On or about November 7, 2012 Plaintiff filed and served Defendant a Motion to Reconsider/Clarify/Object which is still pending in the district court of the United States.

November 8, 2012

Daniel J. Wik

Plaintiff without representation
in propria persona
c/o non-domestic
659 Averill Avenue
Rochester, New York 14607
(585)-957-5902

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**district court of the United States
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Plaintiff,

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PROOF OF SERVICE

Donald R. Kunego

CASE NO:6:11-cv-06205-CJS

Defendant:

PROOF OF SERVICE

I, Daniel J. Wik, hereby certify, under penalty of perjury, under the laws of the United States of America, without the "United States" (federal government), that I am at least 18 years of age, and that I personally served the following document(s):

Notice of Appeal

by depositing the same properly and securely enclosed in a sealed wrapper one true and correct copy of said document(s) in a post-office box regularly maintained by the United States, and under the care of the post office at Rochester, New York on the 8th of October 2012, with first class postage prepaid and properly addressed to each of the following:

Lippman O'Connor
300 Olympic Towers
300 Pearl Street
Buffalo, NY 14202

Att: Robert H. Flynn

Daniel J. Wik,



Plaintiff without representation
in propria persona
c/o non-domestic
659 Averill Avenue
Rochester, New York
(585)-957-5902

**UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT**

**CIVIL APPEAL TRANSCRIPT INFORMATION (FORM D-P)
FOR PRO SE APPELLANTS**


A PRO SE APPELLANT MUST FILE THE ORIGINAL OF THIS FORM WITH THE CLERK OF THE SECOND CIRCUIT IN ALL CIVIL APPEALS WITHIN 14 CALENDAR DAYS AFTER FILING A NOTICE OF APPEAL.

THIS SECTION MUST BE COMPLETED BY APPELLANT		
CASE TITLE Daniel J. Wik v. Donald R. Kunejo	DISTRICT Western District of New York JUDGE Hon. Charles J. Sargus COURT REPORTER	DOCKET NUMBER 6:11-cv-06205 CJS APPELLANT Daniel J. Wik PRO SE APPELLANT

Check the applicable provision: <input type="checkbox"/> I am ordering a transcript. <input checked="" type="checkbox"/> I am not ordering a transcript Reason for not ordering a transcript: <input type="checkbox"/> Copy is already available <input type="checkbox"/> No transcribed proceedings <input type="checkbox"/> Other (Specify in the space below):	PROVIDE A DESCRIPTION, INCLUDING DATES, OF THE PROCEEDINGS FOR WHICH A TRANSCRIPT IS REQUIRED (i.e., oral argument, order from the bench, etc.) Not Applicable I do not believe any proceedings were conducted relative to this matter METHOD OF PAYMENT <input type="checkbox"/> Funds <input type="checkbox"/> CJA Voucher (CJA 21)
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INSTRUCTIONS TO COURT REPORTER: <input type="checkbox"/> PREPARE TRANSCRIPT OF PRE-TRIAL PROCEEDINGS <input type="checkbox"/> PREPARE TRANSCRIPT OF TRIAL <input type="checkbox"/> PREPARE TRANSCRIPT OF OTHER POST-TRIAL PROCEEDINGS <input type="checkbox"/> OTHER (Specify in the space below):	DELIVER TRANSCRIPT TO: (APPELLANT'S NAME, ADDRESS, TELEPHONE)
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I certify that I have made satisfactory arrangements with the court reporter for payment of the cost of the transcript. See FRAP 10(b). I understand that unless I have already ordered the transcript, I shall order its preparation at the time required by FRAP and the Local Rules.

APPELLANT'S SIGNATURE 	DATE 11-9-12
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COURT REPORTER ACKNOWLEDGMENT: This section is to be completed by the court reporter. Return one copy to the Clerk of the Second Circuit.

DATE ORDER RECEIVED	ESTIMATED COMPLETION DATE	ESTIMATED NUMBER OF PAGES
SIGNATURE OF COURT REPORTER		DATE